

House Bill No. 80.
 House Bill No. 709.
 House Bill No. 855.
 House Bill No. 359.
 House Bill No. 295.
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 No. 84.

FIFTY-NINTH DAY

(Wednesday, April 23, 1941)

The House met at 10:00 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Leonard.

The roll of the House was called, and the following Members were present:

Mr. Speaker	Cleveland
Allen	Coker
Allison	Colson, Mrs.
Alsup	Connelly
Anderson	Craig
Avant	Crossley
Bailey	Crosthwait
Baker	Daniel
Bean	Davis
Bell	Deen
Benton	Dickson of Bexar
Boone	Dickson of Nolan
Brawner	Dove
Bray	Duckett
Bridgers	Dwyer
Brown	Ellis
Bruhl	Eubank
Bullock	Evans
Bundy	Favors
Burkett	Ferguson
Burnaman	Files
Carlton	Fitzgerald
Carrington	Fuchs
Cato	Gandy
Celaya	Gilmer
Chambers	Goodman
Clark	Halsey

Hanna	Martin
Hardeman	Matthews
Hargis	Mills
Harris of Dallas	Montgomery
Harris of Hill	Moore
Hartzog	Morgan
Heflin	Morris
Helpinstill	Morse
Henderson	Murray
Hileman	Nicholson
Hobbs	Pace
Howard	Parker
Howington	Pevehouse
Hoyo	Phillips
Huddleston	Price
Huffman	Rampy
Hughes	Reed of Bowie
Humphrey	Reed of Dallas
Hutchinson	Ridgeway
Isaacks	Rhodes
Jones	Roark
Kelly	Roberts
Kennedy	Sallas
Kersey	Senterfitt
Kinard	Sharpe
King	Shell
Klingeman	Simpson
Knight	Skiles
Lansberry	Smith of Bastrop
Lehman	Smith of Atascosa
Leyendecker	Spacek
Lock	Spangler
Love	Stanford
Lowry	Stinson
Lucas	Stubbs
Lyle	Taylor
McAlister	Thornton
McCann	Turner
McDonald	Vale
McGlasson	Voigt
McLellan	Walters
McMurry	Wattner
McNamara	Weatherford
Manning	Whitesides
Markle	Winfree

Absent—Excused

Blankenship	Little
Donald	Manford
Garland	White

A quorum was announced present.

Prayer was offered by Rev. George W. Coltrin, Chaplain, as follows:

"Our Heavenly Father, we say that we trust Thee; help us to trust Thee. We profess to seek Thy will; help us really to follow Thy ways. We are grateful for Thy kind providence, and we need wisdom in the distribution of Thy bounties. Give

us that wisdom, and hold us when we would go astray from the paths of understanding. In Jesus' name. Amen."

LEAVES OF ABSENCE GRANTED

Mr. Manford was granted leave of absence for today, on account of illness, on motion of Mr. Price.

Mr. Garland was granted leave of absence for today and the balance of the week, on account of important business, on motion of Mr. Huddleston.

Mr. Donald and Mr. White for today on account of important State business, on motion of Mr. Hobbs.

HOUSE BILLS ON FIRST READING

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Crosthwait, Mr. Harris of Dallas, Mr. Reed of Dallas, Mr. Hanna and Mr. Stinson:

H. B. No. 955, A bill to be entitled "An Act prescribing the method for the annexation of unoccupied territory contiguous and adjacent to the city limits of certain incorporated cities and towns on petition of the owners of all such territory; providing for the recording of such petitions; and declaring an emergency."

Referred to the Committee on Municipal and Private Corporations.

By Mr. Evans:

H. B. No. 956, A bill to be entitled "An Act amending Chapter 7, Title 93, of the Revised Civil Statutes of Texas, as amended, by adding a new article to be numbered Article 5708a, providing for the appointment of county sealers and deputy county sealers of weights and measures, at the discretion of the commissioners court, in any county having a population of not less than 69,000 and not more than 70,000 according to the last or any succeeding United States Census; providing that the salaries for such county sealers and deputy sealers shall be set by the commissioners' court and

not to be less than \$1500 a year; providing that no fee shall be charged by such sealers or by the county; defining the authority, duties and responsibilities of such county sealers and deputies; providing that two or more counties, or a county and a city situated therein, may combine the whole or any part of their district, for the purpose of appointing one sealer, upon the written consent of the Commissioner of Agriculture; and declaring an emergency."

Referred to the Committee on Counties.

By Mr. Parker:

H. B. No. 957, A bill to be entitled "An Act to fix the maximum rate of tax to be levied for school purposes in all independent school districts having a scholastic population, according to the 1940-1941 scholastic census, of not less than 775 and not more than 785 approved scholastics, whether such school district is organized under general or special law; provided, that no such tax shall be levied, collected, abrogated, diminished, or increased, and no bonds shall be issued hereunder, until such action has been authorized by a majority of the votes cast at an election held for such purpose; prescribing the qualifications of voters eligible to vote in such election; and declaring an emergency."

Referred to the Committee on School Districts.

By Mr. Duckett:

H. B. No. 959, A bill to be entitled "An Act authorizing the Commissioners Court in Jackson County to allow each County Commissioner certain expenses in connection with the performance of the duties as Road Commissioner in addition to the duties as County Commissioner; providing for the payment of the same; and declaring an emergency."

Referred to the Committee on Counties.

Mr. McDonald asked unanimous consent to introduce at this time and have placed on first reading House Bill No. 958.

There was no objection.

The Speaker then laid the bill before the House, it was read first time and referred to the appropriate committee, as follows:

By Mr. McDonald:

H. B. No. 958, A bill to be entitled "An Act conferring upon the Board of Directors of the Agricultural and Mechanical College of Texas the power of eminent domain to acquire land for the use of the college; and declaring an emergency."

Referred to the Committee on Education.

BILLS ORDERED NOT PRINTED

On motion of Mr. Lyle, House Bill No. 840, was ordered not printed.

On motion of Mr. Kinard, House Bill No. 934 was ordered not printed.

On motion of Mr. Heflin, House Bill No. 910 was ordered not printed.

On motion of Mr. Isaacks, House Bill No. 951 was ordered not printed.

On motion of Mr. Leyendecker, House Bill No. 954 was ordered not printed.

On motion of Mr. Hanna, House Bills Nos. 718 and 719 were ordered not printed.

On motion of Mr. Hartzog, House Bill No. 952 was ordered not printed.

On motion of Mr. Bundy, Senate Bill No. 275 was ordered not printed.

BILLS REREFERRED

Mr. Hileman moved that House Bill No. 127 be withdrawn from the Committee on State Affairs and referred to the Committee on Privileges, Suffrage and Elections.

Mr. McNamara moved to table the motion to rerefer.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table was lost by the following vote:

Yeas—53

Allen	Humphrey
Bailey	Hutchinson
Benton	Isaacks
Bray	Jones
Bruhl	Klingeman
Bullock	Lansberry
Carlton	Lock
Carrington	Lyle
Celaya	McAlister
Clark	McDonald
Colson, Mrs.	McGlasson
Craig	McNamara
Ellis	Montgomery
Eubank	Moore
Ferguson	Morgan
Files	Morris
Gandy	Morse
Halsey	Murray
Hanna	Nicholson
Harris of Dallas	Pevhouse
Harris of Hill	Ridgeway
Heflin	Roark
Henderson	Roberts
Howard	Stanford
Howington	Taylor
Hoyo	Wattner
Hughes	

Nays—63

Allison	Kelly
Alsup	Kennedy
Avant	Kersey
Baker	King
Boone	Knight
Brawner	Leyendecker
Burnaman	Love
Cato	Lucas
Cleveland	McCann
Coker	McLellan
Connelly	Manning
Crossley	Martin
Crosthwait	Matthews
Daniel	Mills
Davis	Pace
Deen	Parker
Dickson of Bexar	Phillips
Duckett	Price
Evans	Rampy
Favors	Reed of Bowie
Fitzgerald	Rhodes
Fuchs	Sallas
Goodman	Senterfitt
Hardeman	Sharpe
Hargis	Simpson
Helpinstill	Skiles
Hileman	Smith of Bastrop
Hobbs	Spacek
Huddleston	Thornton

Turner
Vale
Voigt

Weatherford
Whitesides

Absent

Anderson	Kinard
Bean	Lehman
Bell	Lowry
Bridgers	McMurry
Brown	Markle
Bundy	Reed of Dallas
Burkett	Shell
Chambers	Smith of Atascosa
Dickson of Nolan	Spangler
Dove	Stinson
Dwyer	Stubbs
Gilmer	Walters
Hartzog	Winfree
Huffman	

Absent—Excused

Blankenship	Little
Donald	Manford
Garland	White

Question then recurring on the motion to rerefer House Bill No. 127 to the Committee on Privileges, Suffrage and Elections, it prevailed.

Mr. Hileman moved to reconsider the vote by which the bill was re-referred, and to table the motion to reconsider.

The motion to table prevailed.

Mr. McLellan moved that House Bill No. 379 be withdrawn from the Committee on Game and Fisheries and referred to the Committee on Counties.

The motion prevailed.

MOTION TO REREFER

Mr. Kinard moved that House Bill No. 82 be withdrawn from the Committee on State Affairs and referred to the Committee on Conservation and Reclamation.

The motion was lost.

COMMITTEE ON INSURANCE
INSTRUCTED

Mr. Lowry moved that the Committee on Insurance be instructed to report House Bill No. 511 by 10:00 o'clock a. m. tomorrow.

The motion prevailed.

RELATIVE TO HOUSE
BILL NO. 941

On motion of Mr. Favors, Unanimous consent of the House was granted the Engrossing Clerk to strike out Sections 1, 3, and 4 of House Bill No. 941, and to renumber the remaining sections accordingly, and to correct typographical errors in the Alsop Amendment so that the same shall read as follows:

"Section 1. The Board of County and District Road Indebtedness and the Treasurer of the State of Texas are hereby authorized and directed to invest One Million, Two Hundred and Fifty Thousand Dollars (\$1,250,000) of moneys now in the County and Road District Highway Fund for the purpose of purchasing old age assistance warrants hereafter issued by the State of Texas or that may have heretofore been issued but not cashed or discounted by the original holders thereof drawn upon the Department of Public Welfare Fund; provided that all such warrants purchased by said Board and Treasurer and paid for out of said Fund shall be held by the Treasurer for the use and benefit of the Board of County and District Road Indebtedness and said County and Road District Highway Fund, and that said warrants so purchased out of said Fund shall be taken up and the Board of County and District Road Indebtedness shall be reimbursed out of the Public Welfare Fund when sufficient moneys have been collected and placed into the old age assistance fund; and the Department of Public Welfare is hereby authorized and directed to make the refund of this investment when sufficient moneys have accumulated in the old age assistance fund. There is hereby appropriated One Million, Two Hundred and Fifty Thousand Dollars (\$1,250,000) out of any moneys in the County and Road District Highway Fund for the purpose of making this investment."

PROVIDING FOR PORTRAIT OF
GOVERNOR W. LEE O'DANIEL

Mr. Fuchs offered the following resolution:

H. C. R. No. 99, Providing for portrait of Governor W. Lee O'Daniel.

Resolved by the House of Representatives, the Senate concurring, That the sum not to exceed Five Hundred Dollars (\$500) be paid out of the contingent expense fund of the Forty-seventh Legislature to pay for a suitable portrait of Governor W. Lee O'Daniel, said portrait to be placed in the rotunda of the Capitol with the portraits of the other Governors of Texas. The portrait may be made by any artist agreeable to Governor W. Lee O'Daniel, and before said portrait is accepted and placed by the Board of Control, such portrait offered shall be approved by Governor O'Daniel.

FUCHS,
RHODES.

The resolution was read second time and was adopted.

TO REQUEST CERTAIN INFORMATION OF HIGHWAY PATROL

Mr. Love offered the following resolution:

H. S. R. No. 222, To request Certain Information of Highway Patrol.

Whereas, Published reports from reliable sources in the press today say that a highway motor patrol officer yesterday near Houston refused to permit newspaper reporters and photographers to see Andrew Jackson Houston to obtain information and pictures, to which the Texas public is entitled; and

Whereas, In Texas and the United States there is no censorship, and the rights of the press are guaranteed by the Constitution; now

Therefore, Be It Resolved, That the Director of the Texas Public Safety Department is hereby requested and directed by the House of Representatives to notify this House under whose orders this State employee, a highway motor patrolman, was acting in refusing permission of representatives of the Texas press to see the appointee for the United States Senate.

LOVE,
BOONE,
McGLASSON.

The resolution was read second time.

Mr. Winfree moved to table the resolution.

The motion to table prevailed.

PROVIDING FOR CONSIDERATION OF LOCAL AND UNCONTESTED BILLS

Mr. Crossley offered the following resolution:

H. S. R. No. 224, Providing for consideration of Local and Uncontested Bills.

Whereas, Numerous local bills and general bills with local application are now pending in the House of Representatives and have been passed on as such by the "Local and Uncontested Bill Committee"; now, therefore, be it

Resolved by the House of Representatives, That a session of the House be held Thursday night at 7:30 o'clock, April 24, 1941, for the consideration of such local and general bills with local application and uncontested bills, and that the "Local and Uncontested Bill Committee" be authorized and directed to prepare a calendar for said session.

The resolution was read second time and was adopted.

ADDITIONAL SIGNER OF HOUSE BILLS

By unanimous consent of the House the following member was authorized to sign bills as co-author of same as follows:

Mr. Harris of Dallas: House Bills Nos. 718 and 719.

SENATE BILL NO. 11 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 11, A bill to be entitled "An Act providing for the licensing of certain Insurance Agents; etc.; and declaring an emergency."

The bill was read second time.

Mr. Boone offered the following committee amendments to the bill:

Amend Section 7 of Senate Bill No.

11, by adding at the end of the first sentence:

"except that the applicant upon notice to the Board of Insurance Commissioners shall be entitled to be examined in the county seat of the county of his residence."

Amend Senate Bill No. 11, by adding a new Section 6A as follows:

"In event of death or disability of a Local Recording Agent or in event a Local Recording Agent is found to be insolvent and unable to pay for premiums coming to his hands as such Local Recording Agent, the Board may issue to an applicant for a Local Recording Agent's license an emergency Local Recording Agent's license for a period of not longer than ninety (90) days in any twelve (12) consecutive months without an examination provided the other requirements of this Act are met and if it is established to the satisfaction of the Board that such emergency license is necessary for the preservation of the agency assets of a deceased or disabled Local Recording Agent or of an insolvent Local Recording Agent."

Amend Section 22 of Senate Bill No. 11 by deleting the words "or any other person" from the first paragraph so as to make same read:

"It shall be unlawful for any Local Recording Agent to pay" etc.,

and also by deleting said words "or any other person" from the second paragraph so as to make same read:

"It shall be unlawful for any Solicitor to pay," etc.

The committee amendments were severally adopted.

Mr. Carrington offered the following committee amendment to the bill:

Amend Senate Bill No. 11, Section 7, by striking out "under rules and regulations prescribed from time to time" from the first sentence.

The committee amendment was adopted.

Mr. Lowry offered the following committee amendment to the bill:

Amend Senate Bill No. 11 by striking out all of Section 2A.

The committee amendment was adopted.

Mr. Kinard offered the following committee amendment to the bill:

Amend Senate Bill No. 11 by striking out all of Section 6, and correcting the numbers of the other sections in accordance with the change.

The committee amendment was adopted.

Mr. Boone offered the following committee amendment to the bill:

Amend Senate Bill No. 11 by inserting as Section 6 the following:

"If applicant for a Local Recording Agent's license has not prior to date of such application, been licensed as a Local Recording Agent, or if the applicant for a Solicitor's license has not been licensed as a Local Recording Agent or as a Solicitor prior to date of such application, the Board of Insurance Commissioners shall require such applicant to submit to a written examination covering all kinds of insurance or contracts, which license if granted, will permit the applicant to solicit. Any applicant for Local Recording Agent's license who has prior to the date of such application been licensed as a Local Recording Agent, shall be entitled to a Local Recording Agent's license without examination, provided the other requirements of this Act are met. Any applicant for a Solicitor's license who has been licensed as a Local Recording Agent or as a Solicitor prior to date of such application, shall be entitled to a Solicitor's license without an examination, provided the other requirements of this Act are met."

BOONE,
HOYO.

The committee amendment was adopted.

Mr. Heflin offered the following committee amendment to the bill:

Amend Senate Bill No. 11, Section 24, by striking out the last sentence in Section 24, reading as follows:

"Each days violation of such provision shall constitute a separate and distinct offense."

The committee amendment was adopted.

Mr. McNamara offered the following amendment to the bill:

Amend Senate Bill No. 11 by striking out all of Section 21 on page 13 and substituting in lieu thereof the following:

"The fees herein provided for, when collected, shall be placed with the State Treasurer in a separate fund, which shall be known as the Local Recording Agents' and Solicitors' License Fund, provided that no expenditures shall be made from said fund except under authority of the Legislature as set forth in the General Appropriation Bill, provided further that no appropriation shall ever be made out of the General Revenue Fund for the purpose of administering this Act or any provision thereof."

McNAMARA,
ALSUP.

Mr. Pace moved that Senate Bill No. 11 be tabled.

The motion to table was lost.

(Mr. McMurry in the Chair.)

Mr. Boone moved to table the amendment by Mr. McNamara.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table was lost by the following vote:

Yeas—51

Allen	Harris of Dallas
Anderson	Helpinstill
Avant	Hileman
Boone	Hoyo
Bray	Hughes
Brown	Kelly
Bullock	Kennedy
Cleveland	Klingeman
Coker	Lansberry
Crossley	Lock
Crosthwait	Love
Dickson of Bexar	Lowry
Dickson of Nolan	Lyle
Dwyer	McAlister
Ellis	McMurry
Ferguson	Markle
Files	Morgan
Fitzgerald	Morse
Goodman	Nicholson
Hanna	Pevehouse
Hardeman	Phillips

Rampy
Ridgeway
Roark
Roberts
Sharpe

Simpson
Thornton
Wattner
Weatherford

Nays—79

Allison
Alsup
Bailey
Baker
Benton
Brawner
Bruhl
Bundy
Burkett
Burnaman
Carlton
Carrington
Cato
Chambers
Clark
Connelly
Craig
Davis
Deen
Dove
Duckett
Evans
Favors
Fuchs
Gandy
Gilmer
Halsey
Harris of Hill
Heflin
Henderson
Hobbs
Howard
Howington
Huddleston
Huffman
Humphrey
Hutchinson
Isaacks
Jones
Kinard

King
Knight
Lehman
Leyendecker
Lucas
McCann
McDonald
McGlasson
McLellan
McNamara
Martin
Matthews
Mills
Montgomery
Moore
Morris
Murray
Pace
Parker
Price
Reed of Bowie
Rhodes
Senterfitt
Shell
Skiles
Smith of Bastrop
Smith of Atascosa
Spacek
Spangler
Stanford
Stinson
Stubbs
Taylor
Turner
Vale
Voigt
Walters
Whitesides
Winfree

Absent

Bean
Bell
Bridgers
Celaya
Colson, Mrs.
Daniel
Eubank

Hargis
Hartzog
Kersey
Manning
Reed of Dallas
Sallas

Absent—Excused

Blankenship
Donald
Garland

Little
Manford
White

Question recurring on the amendment by Mr. McNamara, yeas and nays were demanded.

The amendment was adopted by the following vote:

Yeas—76

Allison	Kinard
Alsup	King
Avant	Knight
Bailey	Lehman
Baker	Leyendecker
Brawner	Lucas
Bundy	McDonald
Burkett	McGlasson
Burnaman	McLellan
Carlton	McMurry
Carrington	McNamara
Cato	Martin
Chambers	Matthews
Clark	Mills
Cleveland	Montgomery
Connelly	Moore
Craig	Morris
Davis	Pace
Deen	Parker
Dove	Price
Duckett	Reed of Bowie
Eubank	Rhodes
Favors	Senterfitt
Ferguson	Skiles
Fuchs	Smith of Bastrop
Gandy	Smith of Atascosa
Harris of Hill	Spacek
Heflin	Spangler
Henderson	Stanford
Hileman	Stubbs
Hobbs	Taylor
Howard	Thornton
Howington	Turner
Huddleston	Vale
Huffman	Voigt
Hutchinson	Walters
Isaacks	Whitesides
Jones	Winfree

Nays—54

Allen	Ellis
Anderson	Evans
Bean	Files
Benton	Fitzgerald
Boone	Goodman
Bray	Halsey
Brown	Hanna
Bullock	Hardeman
Coker	Hargis
Crossley	Harris of Dallas
Crothwait	Helpinstill
Daniel	Hoyo
Dickson of Bexar	Hughes
Dwyer	Humphrey

Kennedy	Pevehouse
Klingeman	Phillips
Lansberry	Rampy
Lock	Reed of Dallas
Love	Ridgeway
Lowry	Roark
Lyle	Roberts
McAlister	Sharpe
Markle	Shell
Morgan	Simpson
Morse	Stinson
Murray	Wattner
Nicholson	Weatherford

Absent

Bell	Hartzog
Bridgers	Kelly
Bruhl	Kersey
Celaya	McCann
Colson, Mrs.	Manning
Dickson of Nolan	Sallas
Gilmer	

Absent—Excused

Blankenship	Little
Donald	Manford
Garland	White

Mr. McNamara moved to reconsider the vote by which the amendment was adopted, and to table the motion to reconsider.

The motion to table prevailed.

Mr. Chambers offered the following amendment to the bill:

Amend Senate Bill No. 11, Section 22, page 13, line 25, by inserting the words "insurance company or" after the word "any" and before the word "local."

The amendment was adopted.

Mr. McDonald offered the following amendment to the bill:

Amend Senate Bill No. 11, page 9, Section 9, line 8, by striking out the words and figures Ten (\$10.00) Dollars, and insert in lieu thereof the words and figures One (\$1.00) Dollar.

On motion of Mr. Boone, the amendment was tabled.

Mr. McDonald offered the following amendment to the bill:

Amend Senate Bill No. 11, page 12, by adding the word "fire" after the word "life," on line 26, in Section 20.

Mr. Boone moved to table the amendment.

The motion to table was lost.

Question recurring on the amendment by Mr. McDonald, it was adopted.

Mr. McDonald moved to reconsider the vote by which the amendment was adopted, and to table the motion to reconsider.

The motion to table prevailed.

Mr. Kinard offered the following amendment to the bill:

Amend Senate Bill No. 11, Section 20, by striking out subheads (e), (f) and (g).

On motion of Mr. Boone, the amendment was tabled.

Mr. Smith of Atascosa offered the following amendment to the bill:

Amend Senate Bill No. 11 by striking out the period at the end of line 18, Section 18, of page 12 of the printed bill, and inserting the following:

" . . . , such appeal to the district court shall be by a trial de novo, as such term is commonly used and intended in an appeal from justice court to county court."

The amendment was adopted.

Mr. Kersey moved that further consideration of Senate Bill No. 11 be postponed until 11:00 o'clock a. m. next Tuesday.

Mr. Simpson moved to table the motion to postpone.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table was lost by the following vote:

Yeas—56

Allen	Cleveland
Anderson	Crossley
Boone	Crothwait
Bray	Deen
Bridgers	Dickson of Bexar
Brown	Duckett
Bullock	Ellis
Carlton	Files
Carrington	Fitzgerald

Goodman
Hanna
Hargis
Harris of Dallas
Heflin
Helpinstill
Hoyo
Hughes
Humphrey
Isaacks
Kennedy
Love
McAlister
McGlasson
McMurry
McNamara
Markle
Morgan
Morris

Morse
Pevehouse
Phillips
Rampy
Reed of Dallas
Ridgeway
Roark
Senterfitt
Sharpe
Simpson
Smith of Atascosa
Stanford
Stinson
Stubbs
Taylor
Thornton
Voigt
Wattner
Weatherford

Nays—74

Allison
Alsup
Avant
Bailey
Baker
Benton
Brawner
Bruhl
Bundy
Burkett
Burnaman
Cato
Celaya
Chambers
Clark
Coker
Connelly
Craig
Daniel
Davis
Dove
Eubank
Evans
Favors
Ferguson
Fuchs
Gandy
Gilmer
Hardeman
Harris of Hill
Henderson
Hileman
Hobbs
Howard
Howington
Huddleston
Hutchinson

Jones
Kelly
Kersey
King
Knight
Lansberry
Lehman
Leyendecker
Lock
Lowry
Lucas
Lyle
McCann
McDonald
McLellan
Manning
Matthews
Mills
Moore
Murray
Nicholson
Pace
Parker
Price
Reed of Bowie
Rhodes
Roberts
Sallas
Shell
Smith of Bastrop
Spacek
Spangler
Turner
Vale
Walters
Whitesides
Winfree

Absent

Bean	Colson, Mrs.
Bell	Dickson of Nolan

Dwyer	Klingeman
Halsey	Martin
Hartzog	Montgomery
Huffman	Skiles
Kinard	

Absent—Excused

Blankenship	Little
Donald	Manford
Garland	White

Question then recurring on the motion to postpone further consideration of Senate Bill No. 11 until 11:00 o'clock a. m. next Tuesday, yeas and nays were demanded.

The motion prevailed by the following vote:

Yeas—75

Allison	Knight
Alsup	Lansberry
Avant	Lehman
Bailey	Leyendecker
Baker	Lock
Bell	Lucas
Benton	Lyle
Brawner	McCann
Bray	McDonald
Bruhl	McGlasson
Bundy	McLellan
Burkett	McMurry
Burnaman	McNamara
Cato	Manning
Celaya	Martin
Chambers	Matthews
Clark	Mills
Coker	Moore
Connelly	Pace
Craig	Parker
Davis	Price
Dove	Reed of Bowie
Evans	Roberts
Favors	Sallas
Ferguson	Senterfitt
Gandy	Sharpe
Gilmer	Shell
Harris of Hill	Smith of Bastrop
Henderson	Spacek
Hileman	Spangler
Hobbs	Stubbs
Howard	Thornton
Howington	Turner
Huddleston	Vale
Hutchinson	Walters
Jones	Whitesides
Kersey	Winfree
King	

Nays—60

Allen	Boone
Anderson	Bridgers

Brown	Isaacks
Bullock	Kelly
Carlton	Kennedy
Carrington	Love
Cleveland	Lowry
Colson, Mrs.	McAlister
Crossley	Markle
Crosthwait	Montgomery
Daniel	Morgan
Deen	Morris
Dickson of Bexar	Morse
Duckett	Murray
Dwyer	Nicholson
Ellis	Pevehouse
Files	Phillips
Fitzgerald	Rampy
Fuchs	Reed of Dallas
Goodman	Ridgeway
Hanna	Rhodes
Hardeman	Roark
Hargis	Simpson
Harris of Dallas	Smith of Atascosa
Heflin	Stanford
Helpinstill	Stinson
Hoyo	Taylor
Huffman	Voigt
Hughes	Wattner
Humphrey	Weatherford

Absent

Bean	Hartzog
Dickson of Nolan	Kinard
Eubank	Klingeman
Halsey	Skiles

Absent—Excused

Blankenship	Little
Donald	Manford
Garland	White

HOUSE BILL NO. 955 ON
SECOND READING

Mr. Harris of Dallas moved that the Constitutional Rule requiring bills to be read on three several days be suspended and that House Bill No. 955 be placed on its second reading and passage to engrossment, and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—131

Allen	Bell
Allison	Benton
Alsup	Brawner
Anderson	Bridgers
Avant	Brown
Baker	Bruhl
Bean	Bullock

Bundy	Klingeman
Burkett	Knight
Burnaman	Lansberry
Carlton	Lehman
Carrington	Lock
Cato	Love
Celaya	Lowry
Chambers	Lucas
Clark	Lyle
Cleveland	McAlister
Coker	McCann
Colson, Mrs.	McDonald
Connelly	McGlasson
Craig	McLellan
Crossley	McMurry
Crosthwait	McNamara
Daniel	Markle
Davis	Martin
Dickson of Bexar	Matthews
Dickson of Nolan	Mills
Dove	Montgomery
Duckett	Moore
Dwyer	Morgan
Ellis	Morris
Eubank	Morse
Evans	Murray
Favors	Pace
Ferguson	Pevehouse
Files	Phillips
Fitzgerald	Price
Fuchs	Rampy
Gandy	Reed of Bowie
Gilmer	Reed of Dallas
Goodman	Ridgeway
Halsey	Rhodes
Hanna	Roark
Hardeman	Roberts
Hargis	Sallas
Harris of Dallas	Senterfitt
Harris of Hill	Sharpe
Heflin	Shell
Helpinstill	Simpson
Henderson	Skiles
Hileman	Smith of Atascosa
Hobbs	Spacek
Howard	Spangler
Howington	Stanford
Hoyo	Stinson
Huddleston	Stubbs
Huffman	Taylor
Hughes	Thornton
Humphrey	Turner
Hutchinson	Vale
Jones	Voigt
Kelly	Walters
Kennedy	Wattner
Kersey	Whitesides
Kinard	Winfree
King	

Present—Not Voting

Bray

Absent

Bailey	Manning
Boone	Nicholson
Deen	Parker
Hartzog	Smith of Bastrop
Isaacks	Weatherford
Leyendecker	

Absent—Excused

Blankenship	Little
Donald	Manford
Garland	White

The Chair then laid before the House, on its second reading and passage to engrossment,

H. B. No. 955, A bill to be entitled "An Act prescribing the method for the annexation of unoccupied territory contiguous and adjacent to the city limits of certain incorporated cities and towns on petition of the owners of all such territory; providing for the recording of such petitions; and declaring an emergency."

The bill was read second time and was passed to engrossment.

(Speaker in the Chair.)

HOUSE BILL NO. 955 ON
THIRD READING

The Speaker then laid House Bill No. 955 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—130

Allen	Celaya
Allison	Chambers
Alsup	Clark
Anderson	Cleveland
Avant	Coker
Baker	Colson, Mrs.
Bean	Connelly
Bell	Craig
Benton	Crossley
Brawner	Crosthwait
Bridgers	Daniel
Brown	Davis
Bruhl	Dickson of Bexar
Bullock	Dickson of Nolan
Bundy	Dove
Burkett	Duckett
Burnaman	Dwyer
Carlton	Ellis
Carrington	Eubank
Cato	Evans

Favors	McLellan
Ferguson	McMurry
Files	McNamara
Fitzgerald	Markle
Fuchs	Martin
Gandy	Matthews
Gilmer	Mills
Goodman	Montgomery
Halsey	Moore
Hanna	Morgan
Hardeman	Morris
Hargis	Morse
Harris of Dallas	Murray
Harris of Hill	Pace
Heflin	Pevehouse
Helpinstill	Phillips
Henderson	Price
Hileman	Rampy
Hobbs	Reed of Bowie
Howard	Reed of Dallas
Howington	Ridgeway
Hoyo	Rhodes
Huddleston	Roark
Huffman	Roberts
Hughes	Sallas
Humphrey	Senterfitt
Hutchinson	Sharpe
Jones	Shell
Kelly	Simpson
Kennedy	Skiles
Kersey	Smith of Atascosa
Kinard	Spacek
King	Spangler
Klingeman	Stanford
Knight	Stinson
Lansberry	Stubbs
Lehman	Taylor
Lock	Thornton
Love	Turner
Lowry	Vale
Lucas	Voigt
Lyle	Walters
McAlister	Wattner
McCann	Whitesides
McDonald	Winfree
McGlasson	

Present—Not Voting

Bray

Absent

Bailey	Manning
Boone	Nicholson
Deen	Parker
Hartzog	Smith of Bastrop
Isaacks	Weatherford
Leyendecker	

Absent—Excused

Blankenship	Little
Donald	Manford
Garland	White

Mr. Harris of Dallas moved to reconsider the vote by which the bill was passed, and to table the motion to reconsider.

The motion to table prevailed.

HOUSE BILL NO. 951 ON SECOND READING

Mr. Isaacks moved that the necessary Rules be suspended for the purpose of taking up and considering, at this time, House Bill No. 951.

The motion prevailed by the following vote:

Yeas—132

Allen	Gilmer
Allison	Halsey
Alsup	Hanna
Anderson	Hardeman
Avant	Hargis
Bailey	Harris of Dallas
Baker	Harris of Hill
Bean	Hartzog
Bell	Heflin
Boone	Helpinstill
Brawner	Henderson
Bridgers	Hileman
Brown	Hobbs
Bruhl	Howard
Bullock	Howington
Bundy	Hoyo
Burkett	Huddleston
Burnaman	Huffman
Carlton	Hughes
Carrington	Humphrey
Cato	Hutchinson
Celaya	Isaacks
Chambers	Jones
Clark	Kelly
Cleveland	Kennedy
Coker	Kersey
Colson, Mrs.	Kinard
Connelly	King
Craig	Klingeman
Crosthwait	Knight
Davis	Lansberry
Dickson of Bexar	Lehman
Dove	Lock
Duckett	Love
Dwyer	Lowry
Ellis	Lucas
Eubank	Lyle
Evans	McAlister
Favors	McCann
Ferguson	McDonald
Files	McGlasson
Fitzgerald	McLellan
Fuchs	McMurry
Gandy	McNamara

Manning	Sallas
Markle	Senterfitt
Martin	Sharpe
Matthews	Shell
Mills	Simpson
Montgomery	Skiles
Moore	Smith of Bastrop
Morgan	Smith of Atascosa
Morris	Spacek
Morse	Spangler
Murray	Stanford
Pace	Stinson
Pevehouse	Taylor
Phillips	Thornton
Price	Turner
Rampy	Vale
Reed of Bowie	Voigt
Reed of Dallas	Walters
Ridgeway	Wattner
Rhodes	Weatherford
Roark	Whitesides
Roberts	Winfree

Present—Not Voting

Bray

Absent

Benton	Goodman
Crossley	Leyendecker
Daniel	Nicholson
Deen	Parker
Dickson of Nolan	Stubbs

Absent—Excused

Blankenship	Little
Donald	Manford
Garland	White

The Speaker then laid before the House, on its second reading and passage to engrossment,

H. B. No. 951, A bill to be entitled "An Act amending Article 6243B (Acts 1933, Forty-third Legislature, First Called Session, Chapter 101) and amendments thereto by adding thereto a section to be known as Section 18, providing that whenever an incorporated city or town has heretofore qualified and operated under said article, the power and authority given to said city or town under said article shall remain in full force and effect, regardless of any change in the population of said city or town, and validating all expenditures of said city or town made under and by virtue of said article; and declaring an emergency."

The bill was read second time and was passed to engrossment.

HOUSE BILL NO. 951 ON THIRD READING

Mr. Isaacks moved that the Constitutional Rule requiring bills to be read on three several days be suspended and that House Bill No. 951 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—132

Allen	Harris of Dallas
Allison	Harris of Hill
Alsup	Hartzog
Anderson	Heflin
Avant	Helpinstill
Bailey	Henderson
Baker	Hileman
Bean	Hobbs
Bell	Howard
Boone	Howington
Brawner	Hoyo
Bridgers	Huddleston
Brown	Huffman
Bruhl	Hughes
Bullock	Humphrey
Bundy	Hutchinson
Burkett	Isaacks
Burnaman	Jones
Carlton	Kelly
Carrington	Kennedy
Cato	Kersey
Celaya	Kinard
Chambers	King
Clark	Klingeman
Cleveland	Knight
Coker	Lansberry
Colson, Mrs.	Lehman
Connelly	Lock
Craig	Love
Crosthwait	Lowry
Davis	Lucas
Dickson of Bexar	Lyle
Dove	McAlister
Duckett	McCann
Dwyer	McDonald
Ellis	McGlasson
Eubank	McLellan
Evans	McMurry
Favors	McNamara
Ferguson	Manning
Files	Markle
Fitzgerald	Martin
Fuchs	Matthews
Gandy	Mills
Gilmer	Montgomery
Halsey	Moore
Hanna	Morgan
Hardeman	Morris
Hargis	Morse

Murray	Skiles
Pace	Smith of Bastrop
Pevehouse	Smith of Atascosa
Phillips	Spacek
Price	Spangler
Rampy	Stanford
Reed of Bowie	Stinson
Reed of Dallas	Taylor
Ridgeway	Thornton
Rhodes	Turner
Roark	Vale
Roberts	Voigt
Sallas	Walters
Senterfitt	Wattner
Sharpe	Weatherford
Shell	Whitesides
Simpson	Winfree

Present—Not Voting

Bray

Absent

Benton	Goodman
Crossley	Leyendecker
Daniel	Nicholson
Deen	Parker
Dickson of Nolan	Stubbs

Absent—Excused

Blankenship	Little
Donald	Manford
Garland	White

The Speaker then laid House Bill No. 951 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—132

Allen	Cato
Allison	Celaya
Alsup	Chambers
Anderson	Clark
Avant	Cleveland
Bailey	Coker
Baker	Colson, Mrs.
Bean	Connelly
Bell	Craig
Boone	Crosthwait
Brawner	Davis
Bridgers	Dickson of Bexar
Brown	Dove
Bruhl	Duckett
Bullock	Dwyer
Bundy	Ellis
Burkett	Eubank
Burnaman	Evans
Carlton	Favors
Carrington	Ferguson

Files	McMurry
Fitzgerald	McNamara
Fuchs	Manning
Gandy	Markle
Gilmer	Martin
Halsey	Matthews
Hanna	Mills
Hardeman	Montgomery
Hargis	Moore
Harris of Dallas	Morgan
Harris of Hill	Morris
Hartzog	Morse
Heflin	Murray
Helpinstill	Pace
Henderson	Pevehouse
Hileman	Phillips
Hobbs	Price
Howard	Rampy
Howington	Reed of Bowie
Hoyo	Reed of Dallas
Huddleston	Ridgeway
Huffman	Rhodes
Hughes	Roark
Humphrey	Roberts
Hutchinson	Sallas
Isaacks	Senterfitt
Jones	Sharpe
Kelly	Shell
Kennedy	Simpson
Kersey	Skiles
Kinard	Smith of Bastrop
King	Smith of Atascosa
Klingeman	Spacek
Knight	Spangler
Lansberry	Stanford
Lehman	Stinson
Lock	Taylor
Love	Thornton
Lowry	Turner
Lucas	Vale
Lyle	Voigt
McAlister	Walters
McCann	Wattner
McDonald	Weatherford
McGlasson	Whitesides
McLellan	Winfree

Present—Not Voting

Bray

Absent

Benton	Goodman
Crossley	Leyendecker
Daniel	Nicholson
Deen	Parker
Dickson of Nolan	Stubbs

Absent—Excused

Blankenship	Little
Donald	Manford
Garland	White

HOUSE BILL NO. 567 WITH
SENATE AMENDMENTS

Mr. Celaya called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 567, A bill to be entitled "An Act making emergency supplementary appropriations for the support and maintenance of the Texas Liquor Control Board for the fiscal year ending August 31, 1941; for the payment of refund claims filed under the provisions of the Texas Liquor Control Act; providing regulations and restrictions in respect to the appropriations made herein; and declaring an emergency."

On motion of Mr. Celaya, the House concurred in the Senate amendments by the following vote:

Yeas—117

Allen	Favors
Alsup	Ferguson
Anderson	Files
Avant	Fitzgerald
Bailey	Fuchs
Baker	Gandy
Bean	Gilmer
Bell	Halsey
Benton	Hanna
Boone	Hargis
Bridgers	Harris of Dallas
Brown	Harris of Hill
Bruhl	Hartzog
Bullock	Heflin
Bundy	Helpinstill
Burnaman	Henderson
Carlton	Hileman
Carrington	Hobbs
Cato	Howard
Celaya	Hoyo
Chambers	Huddleston
Clark	Huffman
Cleveland	Hughes
Coker	Humphrey
Colson, Mrs.	Hutchinson
Crosthwait	Isaacks
Daniel	Kelly
Davis	Kennedy
Dickson of Bexar	Kersey
Dickson of Nolan	Klingeman
Dove	Knight
Duckett	Lansberry
Dwyer	Lehman
Eubank	Lock
Evans	Lucas

Lyle
McAlister
McCann
McDonald
McGlasson
McLellan
McMurry
McNamara
Manning
Markle
Martin
Matthews
Montgomery
Morgan
Morris
Morse
Murray
Nicholson
Pace
Parker
Pevehouse
Phillips
Price
Rampy

Reed of Bowie
Reed of Dallas
Ridgeway
Rhodes
Roark
Roberts
Sallas
Sharpe
Shell
Skiles
Smith of Bastrop
Spacek
Spangler
Stanford
Stinson
Taylor
Thornton
Turner
Voigt
Walters
Wattner
Weatherford
Winfree

Nays—15

Allison	Love
Brawner	Lowry
Bray	Mills
Connelly	Moore
Craig	Senterfitt
Ellis	Simpson
Jones	Smith of Atascosa
King	

Absent

Burkett	Kinard
Crossley	Leyendecker
Deen	Stubbs
Goodman	Vale
Hardeman	Whitesides
Howington	

Absent—Excused

Blankenship	Little
Donald	Manford
Garland	White

Mr. Celaya moved to reconsider the vote by which the House concurred in Senate amendments, and to table the motion to reconsider.

The motion to table prevailed.

RECESS

On motion of Mr. Fitzgerald, the House, at 12:25 o'clock p. m., took recess until 2:30 o'clock p. m. today.

AFTERNOON SESSION

The House met at 2:30 o'clock p. m. and was called to order by the Speaker.

LEAVES OF ABSENCE GRANTED

Mr. Boone was granted leave of absence for the balance of the day on account of illness in family, on motion of Mr. Simpson.

Mr. Blankenship was granted leave of absence for this morning on account of important business, on motion of Mr. Duckett.

Mr. Gandy for the afternoon on account of illness in family, on motion of Mr. Bailey.

SENATE BILL NO. 65 ON
PASSAGE TO THIRD
READING

The Speaker laid before the House, on its passage to third reading,

S. B. No. 65, A bill to be entitled "An Act amending Section 17A of Chapter 126 of the Acts of the Regular Session of the 44th Legislature as amended by Senate Bill No. 21, the same being Chapter 505 of the Acts of the Third Called Session of the 44th Legislature; as amended by S. B. No. 493, Acts of the Regular Session of the 46th Legislature; and declaring an emergency."

The bill having heretofore been read second time.

Senate Bill No. 65 was then passed to third reading.

SENATE BILL NO. 65 ON
THIRD READING

Mr. Hardeman moved that the Constitutional Rule requiring bills to be read on three several days be suspended, and that Senate Bill No. 65 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—97

Allen	Bean
Alsup	Blankenship
Avant	Bruhl
Bailey	Bullock
Baker	Burnaman

Carrington
Chambers
Cleveland
Colson, Mrs.
Connelly
Craig
Crosthwait
Daniel
Deen
Dickson of Bexar
Dove
Duckett
Dwyer
Eubank
Evans
Favors
Ferguson
Files
Fuchs
Gandy
Halsey
Hardeman
Hargis
Harris of Dallas
Hartzog
Heflin
Helpinstill
Hobbs
Howard
Howington
Hoyo
Huffman
Hughes
Humphrey
Hutchinson
Isaacks
Jones
Kersey
Kinard
Klingeman
Lehman
Leyendecker
Lock
Love

Lowry
Lucas
Lyle
McCann
McDonald
McGlasson
McMurry
McNamara
Manning
Markle
Matthews
Mills
Moore
Morgan
Morse
Murray
Pevehouse
Phillips
Price
Rampy
Reed of Bowie
Reed of Dallas
Ridgeway
Rhodes
Roark
Roberts
Sallas
Senterfitt
Shell
Skiles
Smith of Bastrop
Smith of Atascosa
Spacek
Spangler
Stanford
Stinson
Taylor
Turner
Vale
Walters
Weatherford
Whitesides
Winfree

Nays—21

Allison	Kennedy
Benton	Knight
Bray	Lansberry
Burkett	McAlister
Cato	Pace
Clark	Parker
Davis	Simpson
Ellis	Thornton
Fitzgerald	Voigt
Hileman	Wattner
Kelly	

Absent

Anderson	Bridgers
Bell	Brown
Brawner	Bundy

Carlton	Huddleston
Celaya	King
Coker	McLellan
Crossley	Martin
Dickson of Nolan	Montgomery
Gilmer	Morris
Goodman	Nicholson
Hanna	Sharpe
Harris of Hill	Stubbs
Henderson	

Absent—Excused

Boone	Little
Donald	Manford
Garland	White

The Speaker then laid Senate Bill No. 65 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—86

Allen	Huffman
Avant	Hughes
Baker	Humphrey
Bean	Hutchinson
Bridgers	Isaacks
Bruhl	Kersey
Bullock	Kinard
Burnaman	Klingeman
Carrington	Lehman
Cato	Leyendecker
Chambers	Lock
Clark	Lowry
Colson, Mrs.	Lucas
Craig	Lyle
Crossley	McDonald
Davis	McGlasson
Deen	McMurry
Dickson of Bexar	McNamara
Dickson of Nolan	Manning
Dove	Markle
Duckett	Martin
Eubank	Matthews
Favors	Mills
Ferguson	Morgan
Files	Morse
Fuchs	Murray
Gandy	Phillips
Halsey	Price
Hardeman	Rampy
Harris of Dallas	Reed of Bowie
Harris of Hill	Ridgeway
Hartzog	Roark
Heflin	Roberts
Helpinstill	Sallas
Hobbs	Senterfitt
Howard	Shell
Howington	Skiles
Hoyo	Smith of Bastrop
Huddleston	Smith of Atascosa

Spacek	Turner
Spangler	Weatherford
Stanford	Whitesides
Taylor	Winfree

Nays—33

Allison	Love
Alsup	McAlister
Bailey	McCann
Benton	Moore
Bray	Pace
Burkett	Parker
Crothwait	Pevehouse
Ellis	Reed of Dallas
Fitzgerald	Rhodes
Goodman	Simpson
Hanna	Stinson
Hileman	Thornton
Jones	Vale
Kelly	Voigt
Kennedy	Walters
Knight	Wattner
Lansberry	

Absent

Anderson	Dwyer
Bell	Evans
Blankenship	Gilmer
Brawner	Hargis
Brown	Henderson
Bundy	King
Carlton	McLellan
Celaya	Montgomery
Cleveland	Morris
Coker	Nicholson
Connelly	Sharpe
Daniel	Stubbs

Absent—Excused

Boone	Little
Donald	Manford
Garland	White

SENATE BILL NO. 292 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 292, A bill to be entitled "An Act to create a Gov. James Stephen Hogg Memorial Shrine, etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

SENATE BILL NO. 292 ON THIRD READING

Mr. Bailey moved that the Constitutional Rule requiring bills to be read on three several days be sus-

pending and that Senate Bill No. 292 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—125

Allen	Hoyo
Allison	Huffman
Alsup	Hughes
Avant	Humphrey
Bailey	Hutchinson
Baker	Isaacks
Bean	Jones
Bell	Kennedy
Benton	Kersey
Blankenship	Kinard
Brawner	King
Bray	Klingeman
Bridgers	Knight
Bruhl	Lansberry
Bundy	Lehman
Burkett	Leyendecker
Burnaman	Lock
Carlton	Love
Carrington	Lowry
Cato	Lucas
Chambers	Lyle
Clark	McAlister
Cleveland	McCann
Colson, Mrs.	McDonald
Connelly	McGlasson
Craig	McMurry
Crossley	McNamara
Daniel	Manning
Davis	Markle
Deen	Martin
Dickson of Bexar	Matthews
Dickson of Nolan	Mills
Dove	Moore
Duckett	Morgan
Dwyer	Morse
Ellis	Murray
Eubank	Pace
Evans	Parker
Favors	Pevehouse
Ferguson	Phillips
Fitzgerald	Price
Gandy	Rampy
Goodman	Reed of Bowie
Halsey	Reed of Dallas
Hanna	Ridgeway
Hardeman	Rhodes
Hargis	Roark
Harris of Dallas	Roberts
Harris of Hill	Sallas
Hartzog	Senterfitt
Heflin	Shell
Helpinstill	Simpson
Hileman	Skiles
Howard	Smith of Bastrop
Howington	Smith of Atascosa

Spacek	Vale
Spangler	Voigt
Stanford	Walters
Stinson	Wattner
Stubbs	Weatherford
Taylor	Whitesides
Thornton	Winfree
Turner	

Absent

Anderson	Henderson
Brown	Hobbs
Bullock	Huddleston
Celaya	Kelly
Coker	McLellan
Crosthwait	Montgomery
Files	Morris
Fuchs	Nicholson
Gilmer	Sharpe

Absent—Excused

Boone	Little
Donald	Manford
Garland	White

The Speaker then laid Senate Bill No. 292 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—125

Allen	Deen
Allison	Dickson of Bexar
Alsup	Dickson of Nolan
Avant	Dove
Bailey	Duckett
Baker	Dwyer
Bean	Ellis
Bell	Eubank
Benton	Evans
Blankenship	Favors
Brawner	Ferguson
Bray	Fitzgerald
Bridgers	Gandy
Bruhl	Goodman
Bundy	Halsey
Burkett	Hanna
Burnaman	Hardeman
Carlton	Hargis
Carrington	Harris of Dallas
Cato	Harris of Hill
Chambers	Hartzog
Clark	Heflin
Cleveland	Helpinstill
Colson, Mrs.	Hileman
Connelly	Howard
Craig	Howington
Crossley	Hoyo
Daniel	Huffman
Davis	Hughes

Humphrey	Parker
Hutchinson	Pevehouse
Isaacks	Phillips
Jones	Price
Kennedy	Rampy
Kersey	Reed of Bowie
Kinard	Reed of Dallas
King	Ridgeway
Klingeman	Rhodes
Knight	Roark
Lansberry	Roberts
Lehman	Sallas
Leyendecker	Senterfitt
Lock	Shell
Love	Simpson
Lowry	Skiles
Lucas	Smith of Bastrop
Lyle	Smith of Atascosa
McAlister	Spacek
McCann	Spangler
McDonald	Stanford
McGlasson	Stinson
McMurry	Stubbs
McNamara	Taylor
Manning	Thornton
Markle	Turner
Martin	Vale
Matthews	Voigt
Mills	Walters
Moore	Wattner
Morgan	Weatherford
Morse	Whitesides
Murray	Winfree
Pace	

Absent

Anderson	Henderson
Brown	Hobbs
Bullock	Huddleston
Celaya	Kelly
Coker	McLellan
Crosthwait	Montgomery
Files	Morris
Fuchs	Nicholson
Gilmer	Sharpe

Absent—Excused

Boone	Little
Donald	Manford
Garland	White

SENATE BILL NO. 219 ON
SECOND READING

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 219, A bill to be entitled "An Act providing that no election for the dissolution of school districts shall be held until three (3) years have elapsed after the date of the

election at which said districts were consolidated, etc.; and declaring an emergency."

The bill was read second time.

Mr. Alsup moved that Senate Bill No. 219 be recommitted to the Committee on School Districts.

Mr. Bailey moved to table the motion to recommit.

The motion to table was lost.

Question then recurring on the motion to recommit Senate Bill No. 219 to the Committee on School Districts, it prevailed.

EXTENDING CONGRATULATIONS
OF THE HOUSE TO HONOR-
ABLE AND MRS. EUGENE
McNAMARA

Mr. Davis offered the following resolution:

H. S. R. No. 226, Extending Congratulations of the House to the Honorable and Mrs. Eugene McNamara.

Whereas, In the year 1941, during the Regular Session of the Forty-seventh Legislature, the untiring Cupid accomplished one of his most successful victories when he pierced the heart of Mr. Eugene McNamara and Miss Katherine Cullom with the same arrow; and

Whereas, The Bachelor's Club has lost one of its most faithful members, the Ball and Chain Club has received a member who will be as true to it as he was to the Bachelor's Club. Our reason for believing that he will be as true to the Ball and Chain Club as he was to the Bachelor's Club is credited to his charming, beautiful and gracious bride, and we are sure that he will be a greater statesman and citizen than ever before because of this lovely inspiration that he has chosen as his life mate; now

Therefore, the House of Representatives desires to express by this resolution to Katherine and Eugene McNamara, our latest newlyweds, our sincere congratulations that, not only for the remainder of this Session, but for all the days of their lives, they may enjoy all good things, joy and happiness, success

and attainment in all their mutual undertakings.

DAVIS,
LEHMAN,
MANNING.

The resolution was read second time.

Signed—Leonard, Speaker; Allen, Allison, Alsup, Anderson, Avant, Bailey, Baker, Bean, Bell, Benton, Blankenship, Boone, Brawner, Bray, Bridgers, Brown, Bruhl, Bullock, Bundy, Burkett, Burnaman, Carlton, Carrington, Cato, Celaya, Chambers, Clark, Cleveland, Coker, Mrs. Colson, Connelly, Craig, Crossley, Crowthwait, Daniel, Deen, Dickson of Bexar, Dickson of Nolan, Donald, Dove, Duckett, Dwyer, Ellis, Eubank, Evans, Favors, Ferguson, Miss Files, Fitzgerald, Fuchs, Gandy, Garland, Gilmer, Goodman, Halsey, Hanna, Hardeman, Hargis, Harris of Dallas, Harris of Hill, Hartzog, Heflin, Helpinstill, Henderson, Hileman, Hobbs, Howard, Howington, Hoyo, Huddleston, Huffman, Hughes, Humphrey, Hutchinson, Isaacks, Jones, Kelly, Kennedy, Kersey, Kinard, King, Klingeman, Knight, Lansberry, Leyendecker, Little, Lock, Love, Lowry, Lucas, Lyle, McAlister, McCann, McDonald, McGlasson, McLellan, McMurry, Manford, Markle, Martin, Matthews, Mills, Montgomery, Moore, Morgan, Morris, Morse, Murray, Nicholson, Pace, Parker, Pevehouse, Phillips, Price, Rampy, Reed of Bowie, Reed of Dallas, Rhodes, Ridgeway, Roark, Roberts, Sallas, Senterfitt, Sharpe, Shell, Simpson, Skiles, Smith of Bastrop, Smith of Atascosa, Spacek, Spangler, Stanford, Stinson, Stubbs, Taylor, Thornton, Turner, Vale, Voigt, Walters, Wattner, Weatherford, White, Whitesides and Winfree.

On the motion of Mr. Ferguson, the names of all the Members of the House were added to the resolution as signers thereof.

The resolution was unanimously adopted.

In accordance with the above action, the Speaker announced the appointment of the following Committee to escort Honorable and Mrs. Eugene McNamara to the Speaker's stand:

Messrs. Davis, Lehman, Manning, Rhodes and McGlasson.

The Committee having performed their duty, the Speaker presented Hon. Gordon Davis, who in turn presented Hon. Henry G. Lehman to the House.

Mr. Lehman then presented Mr. and Mrs. Eugene McNamara to the House and presented them with a gift.

Mrs. McNamara addressed the House and expressed appreciation for the gift.

RELATIVE TO HOUSE BILL NO. 951

Mr. Isaacks asked unanimous consent of the House to change the caption of House Bill No. 951 and Section 1 to properly describe the article amended.

There was no objection offered and it was so ordered.

SENATE BILL NO. 402 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 402, A bill to be entitled "An Act making appropriations for the support, maintenance and improvement of the Eleemosynary and Reformatory Institutions of the State of Texas for the two-year period beginning September 1, 1941, and ending August 31, 1943; and prescribing certain regulations and restrictions in respect to the expenditure of said appropriations; and declaring an emergency."

The bill was read second time.

Mr. Reed of Dallas offered the committee amendment to the bill.

(On motion of Mr. Reed of Dallas the committee amendment was ordered not printed in the Journal same being the printed bill.)

(Mr. Harris of Dallas in the Chair.)

Question recurring on the committee amendment, it was adopted.

Mr. Hardeman moved to recon-

sider the vote by which the committee amendment was adopted.

The motion to reconsider prevailed.

Question: Shall the committee amendment be adopted?

Mr. Hardeman offered the following amendment to the committee amendment:

Amend Committee Amendment No. 1 to Senate Bill No. 402, page 20, line 24, by striking out the words and figures "Ward buildings and equipment at \$130,000.00 each, \$260,000.00—\$130,000.00" and inserting in lieu thereof the following:

"Ward buildings and equipment at \$130,000.00 each, \$130,000.00 — \$130,000.00; Recreational building and equipment at \$90,000.00, \$90,000.00."

HARDEMAN,
EUBANKS.

(Speaker in the Chair.)

Question recurring on the amendment by Mr. Hardeman, it was adopted.

Mr. Love offered the following amendment to the committee amendment:

Amend committee amendment to Senate Bill No. 402 by reducing all salaries in the bill by 10 % for each year.

On motion of Mr. Reed of Dallas the amendment by Mr. Love was tabled.

Question recurring on the committee amendment, as amended, it was adopted.

By unanimous consent of the House the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

S. B. No. 402 was then passed to third reading.

SENATE BILL NO. 402 ON THIRD READING

Mr. Reed of Dallas moved that the Constitutional Rule requiring bills to be read on three several days be

suspended, and that Senate Bill No. 402 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—129

Allen	Hobbs
Allison	Howard
Alsup	Howington
Anderson	Hoyo
Avant	Huddleston
Bailey	Hughes
Baker	Humphrey
Bean	Hutchinson
Bell	Isaacks
Benton	Jones
Blankenship	Kelly
Brawner	Kennedy
Bray	Kersey
Bridgers	Kinard
Brown	Klingeman
Bruhl	Knight
Bullock	Lansberry
Bundy	Lehman
Burkett	Leyendecker
Burnaman	Lock
Carlton	Love
Carrington	Lowry
Cato	Lucas
Chambers	Lyle
Clark	McAlister
Cleveland	McCann
Coker	McDonald
Colson, Mrs.	McGlasson
Connelly	McLellan
Crossley	McMurry
Crosthwait	McNamara
Daniel	Manning
Davis	Markle
Dickson of Bexar	Martin
Dickson of Nolan	Matthews
Dove	Mills
Duckett	Montgomery
Dwyer	Morgan
Ellis	Morris
Eubank	Morse
Evans	Murray
Ferguson	Pace
Files	Parker
Fitzgerald	Pevehouse
Fuchs	Phillips
Gandy	Price
Gilmer	Rampy
Halsey	Reed of Bowie
Hanna	Reed of Dallas
Hardeman	Ridgeway
Hargis	Rhodes
Harris of Dallas	Roark
Harris of Hill	Roberts
Helpinstill	Sallas
Hileman	Senterfitt

Sharpe	Taylor
Shell	Thornton
Simpson	Turner
Skiles	Vale
Smith of Bastrop	Voigt
Smith of Atascosa	Walters
Spacek	Wattner
Spangler	Weatherford
Stanford	Winfree
Stinson	

Nays—4

Craig	Favors
Deen	Moore

Absent

Celaya	Huffman
Goodman	King
Hartzog	Nicholson
Heflin	Stubbs
Henderson	Whitesides

Absent—Excused

Boone	Little
Donald	Manford
Garland	White

The Speaker then laid Senate Bill No. 402 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—126

Allen	Colson, Mrs.
Allison	Connelly
Alsup	Crossley
Anderson	Crothwait
Avant	Daniel
Bailey	Davis
Baker	Dickson of Nolan
Bean	Dove
Bell	Duckett
Benton	Dwyer
Brawner	Ellis
Bray	Eubank
Bridgers	Evans
Brown	Favors
Bruhl	Ferguson
Bullock	Files
Bundy	Fitzgerald
Burkett	Fuchs
Burnaman	Gandy
Carlton	Gilmer
Carrington	Halsey
Cato	Hanna
Chambers	Hardeman
Clark	Hargis
Cleveland	Harris of Dallas
Coker	Harris of Hill

Heflin	Morgan
Helpinstill	Morris
Hileman	Morse
Howard	Murray
Hoyo	Pace
Huddleston	Parker
Huffman	Pevehouse
Hughes	Phillips
Humphrey	Price
Hutchinson	Rampy
Isaacks	Reed of Bowie
Jones	Reed of Dallas
Kelly	Ridgeway
Kennedy	Rhodes
Kersey	Roark
Klingeman	Roberts
Knight	Sallas
Lansberry	Senterfitt
Lehman	Sharpe
Leyendecker	Shell
Lock	Skiles
Lowry	Smith of Bastrop
Lucas	Smith of Atascosa
Lyle	Spacek
McAlister	Spangler
McCann	Stanford
McDonald	Stinson
McGlasson	Taylor
McLellan	Thornton
McMurry	Turner
McNamara	Vale
Manning	Voigt
Markle	Walters
Martin	Wattner
Matthews	Weatherford
Mills	Whitesides
Montgomery	Winfree

Nays—9

Craig	Love
Deen	Moore
Hobbs	Nicholson
Howington	Simpson
King	

Absent

Blankenship	Hartzog
Celaya	Henderson
Dickson of Bexar	Kinard
Goodman	Stubbs

Absent—Excused

Boone	Little
Donald	Manford
Garland	White

Mr. Anderson moved to reconsider the vote by which the bill was passed and to table the motion to reconsider.

The motion to table prevailed.

SENATE BILL NO. 224 ON
SECOND READING

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 224, A bill to be entitled "An Act conferring additional powers on the Board of Trustees, in any independent school district having a scholastic population of not less than five hundred (500), etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

SENATE BILL NO. 224 ON
THIRD READING

Mr. Gilmer moved that the Constitutional Rule requiring bills to be read on three several days be suspended, and that Senate Bill No. 224 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—135

Allen	Dickson of Bexar
Allison	Dickson of Nolan
Alsup	Dove
Anderson	Duckett
Avant	Ellis
Bailey	Eubank
Baker	Evans
Bean	Favors
Bell	Ferguson
Benton	Files
Brawner	Fitzgerald
Bray	Fuchs
Bridgers	Gandy
Brown	Gilmer
Bullock	Halsey
Bundy	Hanna
Burkett	Hardeman
Burnaman	Hargis
Carlton	Harris of Dallas
Carrington	Harris of Hill
Cato	Heflin
Chambers	Helpinstill
Clark	Hileman
Cleveland	Hobbs
Coker	Howard
Colson, Mrs.	Howington
Connelly	Hoyo
Craig	Huddleston
Crossley	Huffman
Crosthwait	Hughes
Daniel	Humphrey
Davis	Hutchinson
Deen	Isaacks

Jones	Pace
Kelly	Parker
Kennedy	Pevehouse
Kersey	Phillips
Kinard	Price
King	Rampy
Klingeman	Reed of Bowie
Knight	Reed of Dallas
Lansberry	Ridgeway
Lehman	Rhodes
Leyendecker	Roark
Lock	Roberts
Love	Sallas
Lowry	Senterfitt
Lucas	Sharpe
Lyle	Shell
McAlister	Simpson
McCann	Skiles
McDonald	Smith of Bastrop
McGlasson	Smith of Atascosa
McLellan	Spacek
McMurry	Spangler
McNamara	Stanford
Manning	Stinson
Markle	Stubbs
Martin	Taylor
Matthews	Thornton
Mills	Turner
Montgomery	Vale
Moore	Walters
Morgan	Wattner
Morris	Weatherford
Morse	Whitesides
Murray	Winfree
Nicholson	

Absent

Blankenship	Goodman
Bruhl	Hartzog
Celaya	Henderson
Dwyer	Voigt

Absent—Excused

Boone	Little
Donald	Manford
Garland	White

The Speaker then laid Senate Bill No. 224 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—135

Allen	Bell
Allison	Benton
Alsup	Brawner
Anderson	Bray
Avant	Bridgers
Bailey	Brown
Baker	Bullock
Bean	Bundy

Burkett	Leyendecker
Burnaman	Lock
Carlton	Love
Carrington	Lowry
Cato	Lucas
Chambers	Lyle
Clark	McAlister
Cleveland	McCann
Coker	McDonald
Colson, Mrs.	McGlasson
Connelly	McLellan
Craig	McMurry
Crossley	McNamara
Crosthwait	Manning
Daniel	Markle
Davis	Martin
Deen	Matthews
Dickson of Bexar	Mills
Dickson of Nolan	Montgomery
Dove	Moore
Duckett	Morgan
Ellis	Morris
Eubank	Morse
Evans	Murray
Favors	Nicholson
Ferguson	Pace
Files	Parker
Fitzgerald	Pevehouse
Fuchs	Phillips
Gandy	Price
Gilmer	Rampy
Halsey	Reed of Bowie
Hanna	Reed of Dallas
Hardeman	Ridgeway
Hargis	Rhodes
Harris of Dallas	Roark
Harris of Hill	Roberts
Heflin	Sallas
Helpinstill	Senterfitt
Hileman	Sharpe
Hobbs	Shell
Howard	Simpson
Howington	Skiles
Hoyo	Smith of Bastrop
Huddleston	Smith of Atascosa
Huffman	Spacek
Hughes	Spangler
Humphrey	Stanford
Hutchinson	Stinson
Isaacks	Stubbs
Jones	Taylor
Kelly	Thornton
Kennedy	Turner
Kersey	Vale
Kinard	Walters
King	Wattner
Klingeman	Weatherford
Knight	Whitesides
Lansberry	Winfree
Lehman	

Absent

Blankenship	Goodman
Bruhl	Hartzog
Celaya	Henderson
Dwyer	Voigt

Absent—Excused

Boone	Little
Donald	Manford
Garland	White

SENATE BILL NO. 126 ON
SECOND READING

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 126, A bill to be entitled "An act authorizing trustees of Common School Districts and Consolidated Common School Districts to make contracts with superintendents, principals, and teachers, etc.; and declaring an emergency."

The bill was read second time.

Mr. Manning moved that Senate Bill No. 126 be recommitted to the Committee on School Districts.

Mr. Wattner moved to table the motion to recommit.

The motion to table prevailed.

Mr. Manning moved that Senate Bill No. 126 be recommitted to the Committee on Education.

Mr. Wattner moved to table the motion to recommit.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table prevailed by the following vote:

Yeas—92

Allen	Burnaman
Allison	Carlton
Avant	Carrington
Bailey	Cato
Bean	Chambers
Bell	Clark
Benton	Cleveland
Bridgers	Coker
Brown	Connelly
Bruhl	Craig
Bullock	Crosthwait
Bundy	Davis

Deen	Lucas
Dickson of Bexar	Lyle
Dove	McCann
Dwyer	McLellan
Eubank	McMurry
Evans	Markle
Favors	Martin
Fuchs	Mills
Gandy	Montgomery
Goodman	Moore
Halsey	Morgan
Hanna	Morse
Hargis	Murray
Heflin	Parker
Helpinstill	Phillips
Henderson	Rampy
Howington	Reed of Dallas
Hoyo	Ridgeway
Huddleston	Rhodes
Huffman	Roark
Hughes	Senterfitt
Humphrey	Sharpe
Hutchinson	Smith of Bastrop
Isaacks	Spangler
Kelly	Stanford
Kennedy	Stubbs
Kersey	Taylor
King	Thornton
Klingeman	Turner
Lansberry	Walters
Lehman	Wattner
Leyendecker	Weatherford
Love	Whitesides
Lowry	Winfree

Nays—38

Alsup	Hobbs
Baker	Jones
Blankenship	Knight
Brawner	Lock
Bray	McGlasson
Burkett	McNamara
Colson, Mrs.	Manning
Daniel	Matthews
Dickson of Nolan	Price
Duckett	Reed of Bowie
Ellis	Roberts
Ferguson	Sallas
Files	Shell
Fitzgerald	Simpson
Gilmer	Smith of Atascosa
Hardeman	Spacek
Harris of Dallas	Stinson
Harris of Hill	Vale
Hileman	Voigt

Absent

Anderson	Kinard
Celaya	McAlister
Crossley	McDonald
Hartzog	Morris
Howard	Nicholson

Pace	Skiles
Pevehouse	

Absent—Excused

Boone	Little
Donald	Manford
Garland	White

Mr. Lock moved that further consideration of Senate Bill No. 126 be postponed until 11:00 o'clock a. m. tomorrow.

Mr. Evans moved to table the motion to postpone.

The motion to table prevailed.

Mr. Kersey moved the previous question on the passage of Senate Bill No. 126 to third reading, and the main question was ordered.

By unanimous consent of the House the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

Senate Bill No. 126 was then passed to third reading.

MOTIONS TO PLACE SENATE BILL NO. 126 ON THIRD READING

Mr. Wattner moved that the Constitutional Rule requiring bills to be read on three several days be suspended, and that Senate Bill No. 126 be placed on its third reading and final passage.

The motion was lost by the following vote (not receiving the necessary four-fifths vote):

Yeas—91

Allen	Cleveland
Allison	Coker
Alsup	Colson, Mrs.
Avant	Connelly
Bailey	Craig
Bean	Crosthwait
Benton	Daniel
Blankenship	Davis
Bridgers	Deen
Brown	Dickson of Bexar
Bruhl	Dove
Bullock	Duckett
Bundy	Eubank
Burnaman	Evans
Carlton	Fuchs
Carrington	Halsey
Cato	Hargis
Chambers	Harris of Hill

Heflin	Murray
Helpinstill	Pace
Henderson	Parker
Hobbs	Pevehouse
Howington	Phillips
Hoyo	Price
Hughes	Rampy
Humphrey	Reed of Dallas
Hutchinson	Rhodes
Isaacks	Roark
Kelly	Roberts
Kennedy	Senterfitt
King	Sharpe
Klingeman	Skiles
Lehman	Smith of Bastrop
Lock	Spacek
Love	Stanford
Lowry	Stubbs
Lucas	Taylor
Lyle	Thornton
McDonald	Turner
McMurry	Voigt
Markle	Walters
Martin	Wattner
Mills	Weatherford
Montgomery	Whitesides
Morgan	Winfree
Morse	

Nays—24

Baker	Jones
Bray	Knight
Burkett	Lansberry
Ellis	McGlasson
Favors	McLellan
Ferguson	McNamara
Files	Manning
Fitzgerald	Matthews
Hanna	Reed of Bowie
Harris of Dallas	Simpson
Hileman	Smith of Atascosa
Huddleston	Stinson

Absent

Anderson	Kersey
Bell	Kinard
Brawner	Leyendecker
Celaya	McAlister
Clark	McCann
Crossley	Moore
Dickson of Nolan	Morris
Dwyer	Nicholson
Gilmer	Ridgeway
Goodman	Sallas
Hardeman	Shell
Hartzog	Spangler
Howard	Vale
Huffman	

Absent—Excused

Boone	Little
Donald	Manford
Gandy	White
Garland	

Mr. Alsup moved that the Constitutional Rule requiring bills to be read on three several days be suspended, and that Senate Bill No. 126 be placed on its third reading and final passage.

The motion was lost by the following vote (not receiving the necessary four-fifths vote):

Yeas—93

Allen	Kelly
Allison	Kennedy
Alsup	Kersey
Avant	King
Bailey	Klingeman
Bean	Lehman
Bell	Love
Benton	Lucas
Blankenship	Lyle
Bridgers	McAlister
Brown	McDonald
Bruhl	McMurry
Bullock	Markle
Burnaman	Martin
Carlton	Mills
Carrington	Montgomery
Cato	Morgan
Chambers	Morse
Clark	Murray
Cleveland	Pace
Coker	Parker
Connelly	Pevehouse
Craig	Phillips
Crossley	Price
Crosthwait	Rampy
Daniel	Reed of Dallas
Davis	Rhodes
Deen	Roark
Dickson of Bexar	Roberts
Dove	Senterfitt
Dwyer	Sharpe
Eubank	Skiles
Evans	Smith of Bastrop
Fuchs	Spacek
Halsey	Stanford
Hargis	Stubbs
Harris of Hill	Taylor
Helpinstill	Thornton
Henderson	Turner
Hobbs	Vale
Howington	Voigt
Hoyo	Walters
Huffman	Wattner
Hughes	Weatherford
Humphrey	Whitesides
Hutchinson	Winfree
Isaacks	

Nays—34

Baker	Colson, Mrs.
Bray	Duckett
Burkett	Ellis

Favors	Lansberry
Ferguson	Lock
Files	Lowry
Fitzgerald	McGlasson
Gilmer	McLellan
Goodman	McNamara
Hanna	Manning
Hardeman	Matthews
Harris of Dallas	Reed of Bowie
Heflin	Sallas
Hileman	Shell
Huddleston	Simpson
Jones	Smith of Atascosa
Knight	Stinson

Absent

Anderson	Leyendecker
Brawner	McCann
Bundy	Moore
Celaya	Morris
Dickson of Nolan	Nicholson
Hartzog	Ridgeway
Howard	Spangler
Kinard	

Absent—Excused

Boone	Little
Donald	Manford
Gandy	White
Garland	

INVITING REVEREND R. E. LUCEY
TO ADDRESS A JOINT SES-
SION OF THE LEGIS-
LATURE

Mr. Bell offered the following resolution:

H. C. R. No. 100, Inviting Reverend Robert E. Lucey to address a Joint Session of the Legislature.

Whereas, The Most Reverend Robert E. Lucey, Archbishop of San Antonio, is a man of outstanding ability with Catholic dominion over the members of his faith in Texas and Oklahoma; and

Whereas, The Senate of the State of Texas has previously extended an invitation to Archbishop Lucey to address it at his convenience and as opportuned by the calendar of the Senate by Senate Resolution No. 70; now, therefore, be it

Resolved, by the House of Representatives, the Senate concurring, That The Most Reverend Robert E. Lucey, Archbishop of San Antonio, be invited to address a Joint Session

of the House and Senate on Tuesday, at 11:05 a. m., April 29, 1941.

BELL,
KLINGEMAN,
HARTZOG,
LYLE,
STANFORD,
RIDGEWAY,
BEAN,
SPACEK,
DICKSON of Bexar,
CARRINGTON,
HOYO,
ANDERSON,
HARDEMAN,
ISAACKS,
CELAYA,
BRIDGERS,
FILES,
MORSE,
WINFREE,
NICHOLSON,
HEFLIN,
DOVE,
BURNAMAN,
PHILLIPS,
CROSTHWAIT,
MONTGOMERY,
CONNELLY,
KINARD,
HARRIS of Dallas,
GILMER,
BROWN,
VALE,
BLANKENSHIP,
DWYER,
LANSBERRY,
HOWARD,
STINSON,
VOIGT.

The resolution was read second time and was adopted by the following vote:

Yeas—106

Alsup	Clark
Avant	Cleveland
Bailey	Coker
Bean	Connelly
Bell	Craig
Benton	Crosthwait
Blankenship	Daniel
Bridgers	Davis
Bullock	Deen
Bundy	Dickson of Bexar
Burnaman	Dove
Carlton	Duckett
Carrington	Dwyer
Cato	Ellis
Chambers	Eubank

Evans	Markle
Favors	Martin
Ferguson	Matthews
Files	Mills
Fitzgerald	Moore
Fuchs	Morgan
Gilmer	Morris
Goodman	Morse
Halsey	Murray
Hanna	Parker
Hardeman	Pevehouse
Harris of Dallas	Phillips
Harris of Hill	Price
Hartzog	Rampy
Helpinstill	Reed of Dallas
Henderson	Ridgeway
Howington	Rhodes
Hoyo	Roark
Huddleston	Roberts
Humphrey	Sallas
Hutchinson	Sharpe
Isaacks	Shell
Kelly	Simpson
Kennedy	Skiles
Kersey	Smith of Bastrop
Klingeman	Smith of Atascosa
Lansberry	Spacek
Lehman	Stanford
Lock	Stinson
Love	Taylor
Lucas	Thornton
Lyle	Turner
McAlister	Voigt
McDonald	Walters
McLellan	Wattner
McMurry	Weatherford
McNamara	Whitesides
Manning	Winfree

Nays—7

Brawner	Reed of Bowie
Bray	Senterfitt
Hileman	Stubbs
Knight	

Absent

Allen	Huffman
Allison	Hughes
Anderson	Jones
Baker	Kinard
Brown	King
Bruhl	Leyendecker
Burkett	Lowry
Celaya	McCann
Colson, Mrs.	McGlasson
Crossley	Montgomery
Dickson of Nolan	Nicholson
Hargis	Pace
Hefin	Spangler
Hobbs	Vale
Howard	

Absent—Excused

Boone	Little
Donald	Manford
Gandy	White
Garland	

HOUSE BILL NO. 593 WITH
SENATE AMENDMENTS

Mr. Skiles called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 593, A bill to be entitled "An Act providing for the appointment by the District Judge of the Sixteenth Judicial District of Texas, composed of the Counties of Cooke and Denton, or the Judge of the Judicial District of which the Counties of Cooke and Denton are a part thereof, of an official shorthand reporter for such district; providing his qualifications; providing that the salary of said official shorthand reporter shall be fixed and determined by the judge of said district and not otherwise; providing for the manner of payment of said salary and out of what fund; providing for transcript fees and allowance for expenses as provided in Chapter 56, House Bill No. 276, Acts Regular Session of the Forty-first Legislature, 1929, which allowances, as now provided by law being fixed and established as a part of this Act; and declaring an emergency."

On motion of Mr. Skiles, the House concurred in the Senate amendments by the following vote:

Yeas—121

Allen	Carlton
Allison	Carrington
Alsup	Cato
Avant	Chambers
Bailey	Clark
Baker	Cleveland
Bean	Coker
Bell	Colson, Mrs.
Benton	Connelly
Blankenship	Craig
Brawner	Crossley
Bray	Crosthwait
Bridgers	Davis
Brown	Deen
Bullock	Dickson of Bexar
Bundy	Dickson of Nolan
Burnaman	Dove

Duckett	McMurry
Dwyer	McNamara
Ellis	Manning
Eubank	Markle
Evans	Martin
Favors	Matthews
Ferguson	Mills
Files	Montgomery
Fuchs	Moore
Gilmer	Morgan
Goodman	Morris
Halsey	Morse
Hanna	Murray
Hardeman	Pace
Hargis	Parker
Harris of Dallas	Pevehouse
Harris of Hill	Phillips
Helpinstill	Price
Henderson	Rampy
Hileman	Reed of Bowie
Hobbs	Reed of Dallas
Howington	Ridgeway
Hoyo	Rhodes
Huddleston	Roark
Humphrey	Roberts
Hutchinson	Senterfitt
Isaacks	Sharpe
Jones	Shell
Kelly	Simpson
Kennedy	Skiles
Kersey	Smith of Bastrop
Klingeman	Smith of Atascosa
Knight	Spacek
Lansberry	Stanford
Lehman	Stinson
Lock	Stubbs
Love	Taylor
Lowry	Thornton
Lucas	Vale
Lyle	Walters
McAlister	Wattner
McDonald	Weatherford
McGlasson	Whitesides
McLellan	

Absent

Anderson	Kinard
Bruhl	King
Burkett	Leyendecker
Celaya	McCann
Daniel	Nicholson
Fitzgerald	Sallas
Hartzog	Spangler
Heflin	Turner
Howard	Voigt
Huffman	Winfree
Hughes	

Absent—Excused

Boone	Little
Donald	Manford
Gandy	White
Garland	

MOTION TO INTRODUCE
CERTAIN BILL

Mr. Manning moved to introduce the following bill:

By Mr. Manning:

H. B. No. —, A bill to be entitled "An Act appropriating out of the State General Revenue Fund the sum of One Thousand (\$1,000.00) Dollars to the Eddins Common School District, No. 62, Shelby County, Texas, to be used by said School District in rebuilding a public school house within the District."

The motion was lost by the following vote (not receiving the necessary four-fifths vote):

Yeas—97

Allen	Huffman
Allison	Hughes
Alsup	Humphrey
Avant	Hutchinson
Bailey	Jones
Baker	Kelly
Bean	Kennedy
Bell	Kersey
Brawner	Kinard
Bray	Klingeman
Bridgers	Knight
Brown	Lansberry
Bruhl	Lehman
Bullock	Lock
Bundy	Lucas
Burnaman	Lyle
Carrington	McDonald
Cato	McGlasson
Coker	McLellan
Colson, Mrs.	McMurry
Connelly	McNamara
Daniel	Manning
Davis	Markle
Dove	Martin
Duckett	Matthews
Dwyer	Mills
Eubank	Montgomery
Evans	Moore
Ferguson	Morse
Fuchs	Pace
Gilmer	Pevehouse
Halsey	Price
Hargis	Rampy
Heflin	Reed of Bowie
Helpinstill	Reed of Dallas
Henderson	Rhodes
Hileman	Roark
Hobbs	Roberts
Hoyo	Sallas
Huddleston	Senterfitt

Sharpe	Taylor
Shell	Turner
Skiles	Vale
Smith of Bastrop	Walters
Smith of Atascosa	Wattner
Spacek	Weatherford
Stanford	Whitesides
Stinson	Winfree
Stubbs	

Nays—24

Benton	Hardeman
Clark	Harris of Dallas
Cleveland	Howington
Craig	King
Crossley	Love
Deen	McAlister
Ellis	Morgan
Favors	Murray
Files	Parker
Fitzgerald	Phillips
Goodman	Thornton
Hanna	Voigt

Absent

Anderson	Howard
Blankenship	Isaacks
Burkett	Leyendecker
Carlton	Lowry
Celaya	McCann
Chambers	Morris
Crosthwait	Nicholson
Dickson of Bexar	Ridgeway
Dickson of Nolan	Simpson
Harris of Hill	Spangler
Hartzog	

Absent—Excused

Boone	Little
Donald	Manford
Gandy	White
Garland	

HOUSE BILLS ON FIRST READING

The following House Bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Weatherford and Mr. Crosthwait:

H. B. No. 960, A bill to be entitled "An Act authorizing the Commissioners Court in all counties having a population of not less than thirty-seven thousand, f i v e hundred (37,500) and not more than thirty-eight thousand, two hundred and fifty (38,250), according to the last preceding Federal Census, to allow

each County Commissioner certain traveling expenses while traveling on official business; and declaring an emergency."

Referred to the Committee on Counties.

By Mr. Harris of Dallas, Mr. Crosthwait, Mr. Reed of Dallas, Mr. Stinson and Mr. Blankenship (By request.):

H. B. No. 961, A bill to be entitled "An Act applicable to and controlling all counties of this State having a population of more than three hundred and ninety thousand (390,000) inhabitants and less than five hundred thousand (500,000) inhabitants according to the last preceding Federal Census; conferring upon the Commissioners Court of such counties full power, authority and supervision of all public roads therein, other than State highways, and prescribing the rights, powers and duties of said court over such public roads; prescribing the powers and duties of each County Commissioner and fixing the respective salaries; authorizing the appointment of certain standing committees from the membership of the Commissioners Court and prescribing the powers and duties of such committees; authorizing the appointment of a County Engineer, prescribing his duties, qualifications and salary; authorizing the purchase of automobiles for the use of the County Commissioners and payment of all necessary traveling expenses of the County Judge, County Auditor and County Commissioners; authorizing the appointment of a special counsel by the Commissioners Court and prescribing his duties and qualifications; authorizing the Commissioners Court to purchase or condemn property for the construction, maintenance and operation or in aid thereof of public roads, and prescribing rules and regulations and procedure by which such purchases or condemnation may be accomplished or effected; prescribing certain powers and duties of the County Auditor; authorizing the Commissioners Court in order to effectuate better drainage of any public road to require all drainage ditches or barrow pits along the right of way of any railroad, street car, interurban or public utility company to be emptied, drained

or maintained in such a manner so as not to interfere with the easy and rapid flow of water, and prescribing the procedure by which such power may be exercised by the Commissioners Court; abolishing road overseers and the payment of road taxes by labor; requiring all funds received or collected for road purposes to be credited to the Road and Bridge Fund and budgeted according to law; authorizing the appointment of a purchasing agent and prescribing his duties and salary; prescribing the mode, manner and method by which supplies, material, equipment and machinery may be purchased, and making it a misdemeanor and a violation of the law and affixing a penalty for a violation of the provisions relative thereto; authorizing the Commissioners Court to use the labor of county convicts for the public roads; authorizing the issuance of bonds for road purposes and prescribing the mode, manner and method by which such bonds may be issued, and the election authorizing the issuance of same, and authorizing the levying of taxes to pay such bonds; prescribing the duties of the County Treasurer relative to funds derived from the sale of such bonds; prescribing the mode, manner and method by which funds derived for road purposes or from the issuance or sale of bonds may be expended, and the mode, manner and method by which contracts for road improvements may be awarded; making it a violation of the law and a misdemeanor for members of the Commissioners Court or any county officer to violate certain provisions of the Act and affixing a penalty; allocating all funds derived or received under any of the provisions of this Act to the Road and Bridge Fund of the county; authorizing and specifying the funds of the county from which the expenditures authorized under this Act may be paid; defining certain terms used in the Act; declaring the construction to be placed upon this Act and requiring the counties to take cognizance thereof; making the provisions of the Act cumulative of general laws on the subject when not in conflict, and in event of conflict, making the provisions of this Act to control, and providing that nothing in the Act shall impair the right of the counties to issue bonds

under the provisions of the Constitution and laws of this State; providing a savings clause and a repealing clause; and declaring an emergency."

Referred to the Committee on Counties.

Mr. Allison asked unanimous consent to introduce at this time and have placed on first reading House Bill No. 962.

There was no objection.

The Speaker then laid the bill before the House, it was read first time and referred to the appropriate committee, as follows:

By Mr. Allison and Mr. McDonald:

H. B. No. 962, A bill to be entitled "An Act authorizing the Board of Directors of the Agricultural and Mechanical College of Texas, for the use and benefit of John Tarleton Agricultural College, to construct or acquire, and equip not more than two dormitories, or to construct and equip additions to not more than two existing dormitories; authorizing and requiring said Board to fix fees, rentals, and charges for the use of such dormitories and to make parietal rules concerning the same; authorizing the issuance of negotiable revenue bonds payable from and secured by revenues from such dormitories and of certain dormitories heretofore or hereafter constructed or acquired; authorizing the issuance of negotiable refunding bonds, and of refunding and construction bonds, secured by and payable from revenues as herein provided; providing that bonds authorized in this Act shall not constitute an indebtedness of the State of Texas, or said Board of Directors, or of said institution and that the holders of such revenue bonds shall never have the right to demand payment out of funds other than those pledged for their payment; authorizing under named restrictions use of a portion of the local funds to prevent or relieve a default or to create or maintain a reserve for such bonds; requiring approval of such bonds by the Attorney General, and prescribing the effect thereof; requiring registration by the Comptroller of Public Accounts; making this Act cumulative of other laws but giving

precedence to the provisions of this Act; enacting other provisions relating to the subject hereof; and declaring an emergency."

Referred to the Committee on Education.

Mr. Manning moved to introduce at this time and have placed on first reading House Bill No. 963.

The motion prevailed by the following vote:

Yeas—105

Allen	Hoyo
Allison	Huddleston
Alsup	Humphrey
Avant	Hutchinson
Bailey	Isaacks
Baker	Jones
Bean	Kelly
Bell	Kennedy
Blankenship	Kersey
Brawner	Klingeman
Bray	Knight
Bridgers	Lehman
Bullock	Lock
Bundy	Lowry
Burnaman	Lucas
Carlton	McDonald
Carrington	McGlasson
Cato	McLellan
Chambers	McMurry
Coker	McNamara
Connelly	Manning
Crossley	Markle
Crosthwait	Martin
Daniel	Matthews
Davis	Mills
Dickson of Bexar	Montgomery
Dickson of Nolan	Moore
Dove	Morris
Duckett	Morse
Dwyer	Pace
Eubank	Pevehouse
Evans	Price
Favors	Rampy
Ferguson	Reed of Bowie
Fitzgerald	Reed of Dallas
Fuchs	Ridgeway
Gilmer	Rhodes
Goodman	Roark
Halsey	Roberts
Harris of Hill	Sallas
Hartzog	Senterfitt
Heflin	Sharpe
Helpinstill	Shell
Henderson	Simpson
Hileman	Skiles
Hobbs	Smith of Bastrop

Smith of Atascosa	Vale
Spacek	Walters
Stanford	Wattner
Stinson	Weatherford
Stubbs	Whitesides
Taylor	Winfree
Thornton	

Nays—20

Benton	Howington
Clark	King
Cleveland	Lansberry
Craig	Love
Deen	McAlister
Ellis	Morgan
Files	Murray
Hanna	Parker
Hardeman	Phillips
Harris of Dallas	Voigt

Absent

Anderson	Hughes
Brown	Kinard
Bruhl	Leyendecker
Burkett	Lyle
Celaya	McCann
Colson, Mrs.	Nicholson
Hargis	Spangler
Howard	Turner
Huffman	

Absent—Excused

Boone	Little
Donald	Manford
Gandy	White
Garland	

The Speaker then laid the bill before the House, it was read first time and referred to the appropriate committee, as follows:

By Mr. Manning:

H. B. No. 963, A bill to be entitled "An Act appropriating out of the State General Revenue Fund the sum of One Thousand (\$1,000.00) Dollars to the Eddins Common School District, No. 62, Shelby County, Texas, to be used by said school district in rebuilding a public school house within the district."

Referred to the Committee on Appropriations.

ADJOURNMENT

On motion of Mr. Hileman, the House, at 5:35 o'clock p. m., adjourned until 10:00 o'clock a. m. tomorrow.

APPENDIX

STANDING COMMITTEE REPORTS

The following Committees have filed favorable reports on bills, as follows:

Criminal Jurisprudence: H. B. No. 96; S. B. Nos. 275, 417 and 420.

Counties: H. B. Nos. 832, 946, 947, 956, 959; S. B. No. 369.

School Districts: H. B. No. 957; S. B. No. 362.

Municipal and Private Corporations: H. B. Nos. 718, 719, 953 and 955.

Judiciary and Uniform State Laws: H. B. No. 887.

Privileges, Suffrage and Elections: H. B. No. 934.

Game and Fisheries: S. B. No. 204; H. B. No. 355.

Insurance: H. B. Nos. 403 and 511.

Public Health: H. B. No. 898.

Revenue and Taxation: H. B. No. 782.

State Affairs: H. B. Nos. 815 and 940.

Education: H. B. No. 958; S. B. No. 224.

The Committee on Revenue and Taxation filed an adverse report on bills, as follows: H. B. Nos. 472 and 526.

REPORT OF THE COMMITTEE
ON ENGROSSED BILLS

Austin, Texas, April 22, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 941, A bill to be entitled "An Act providing for the deposit of moneys to the credit of a fund to be known as the 'Social Security Account'; creating the Social Security Account in the office of the State Treasury; providing for the allocation of the funds so accumulated; repealing all laws in conflict with this Act; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

SIXTIETH DAY

(Thursday, April 24, 1941)

The House met at 10:00 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Leonard.

The roll of the House was called, and the following Members were present:

Mr. Speaker	Eubank
Allen	Evans
Allison	Favors
Alsup	Ferguson
Anderson	Files
Avant	Fitzgerald
Bailey	Fuchs
Baker	Gandy
Bean	Gilmer
Bell	Goodman
Benton	Halsey
Blankenship	Hanna
Boone	Hardeman
Brawner	Hargis
Bray	Harris of Dallas
Bridgers	Harris of Hill
Brown	Hartzog
Bruhl	Heflin
Bullock	Helpinstill
Bundy	Henderson
Burkett	Hileman
Burnaman	Hobbs
Carlton	Howard
Carrington	Howington
Cato	Hoyo
Celaya	Huddleston
Chambers	Huffman
Clark	Hughes
Cleveland	Humphrey
Coker	Hutchinson
Colson, Mrs.	Isaacks
Connelly	Jones
Craig	Kelly
Crossley	Kennedy
Crosthwait	Kersey
Daniel	Kinard
Davis	King
Deen	Klingeman
Dickson of Bexar	Knight
Dickson of Nolan	Lansberry
Donald	Lehman
Dove	Leyendecker
Duckett	Little
Dwyer	Lock
Ellis	Love